

AGENDA
BOARD OF COUNTY COMMISSIONERS
WELD COUNTY, COLORADO
WEDNESDAY, MARCH 20, 2024
9:00 A.M.

2024-0672

PLEDGE OF ALLEGIANCE

ROLL CALL:

Commissioner Kevin D. Ross, Chair
Commissioner Perry L. Buck, Pro-Tem
Commissioner Mike Freeman
Commissioner Scott K. James
Commissioner Lori Saine

MINUTES: Approval of Minutes of March 6, 2024 [2024-0565]

CERTIFICATION OF HEARINGS: Hearings conducted on March 6, 2024:

- 1) Petition for Vacation of a Portion of CR 41 Between CRs 6 and 4 – BNSF Railway Company and Alan Agnew [2024-0457]
- 2) USR23-0039 – Public Service Company of Colorado, dba Xcel Energy Company [2024-0596]

AMENDMENTS TO AGENDA: Replace ‘CONTACT THE COMMISSIONERS’ with ‘PUBLIC COMMENT’

APPROVAL OF CONSENT AGENDA:

WARRANTS:

- 1) General Warrants – March 19, 2024 [2024-0674]

BIDS:

- 1) Approve Bid #B2400052, North Jail Security Grid Replacement – Facilities Department [2024-0567]

NEW BUSINESS:

- 1) Consider Contract ID #7889 Advertisement Agreement for AmeriCorps Weld County Youth Conservation Corps Recruitment and authorize Chair to sign – City of Greeley [2024-0675]
- 2) Consider Contract ID #7901 Case Management Agency (CMA) Service Agreement Terms and Conditions, and authorize Chair to sign – Roundup Fellowship, Inc. [2024-0676]
- 3) Consider Contract ID #7928 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Jerome and Lola Martin [2024-0677]
- 4) Consider Contract ID #7935 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home and authorize Chair to sign – Jarol Lagos and Maria Rivera [2024-0678]
- 5) Consider Contract ID #7898 Task Order Contract Amendment #7 for Public Health Emergency Preparedness and Response Program, and authorize Chair to sign and submit electronically [2024-0679]
- 6) Consider Contract ID #7907 Regulatory Online Training and Testing Agreement for Proctor and Food Safety Certifications, and authorize Chair to sign – StateFoodSafety, a Division of AboveTraining, Inc. [2024-0680]

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NEW BUSINESS (CONT'D):

- 7) Consider Contract ID #7908 Authorization Form for Certification of Access Managers Medicare and Medicaid Services (CMS), and authorize Chair to sign – Centers for Medicare/Medicaid [2024-0681]
- 8) Consider Contract ID #7946 Renewal #2 to Proposal of Insurance for Unmanned Aircraft Systems (Drones) and authorize Chair to sign – Arthur J. Gallagher Risk Management Services, LLC [2024-0682]
- 9) Consider Temporary Closure of CR 72 Between CRs 31 and 33 [2024-0683]

PUBLIC COMMENT:

Each individual speaker is allowed, and must strictly adhere to, a three-minute period of time in which to direct comments to the Board of County Commissioners. The Chair may immediately refer any comment to staff for resolution, schedule a work session, or limit the duration depending on the Board's schedule. Personal attacks against Board members, administrative staff, or employees will not be recognized. The Board will not accept comments regarding matters which are scheduled to be considered at a future public hearing, such as a land use hearing. In that event, the speaker will be asked to give their testimony at that hearing, either in person or in writing. Persons who wish to submit written comments on any topic may do so any time by emailing: publiccomment@weld.gov, by mailing such comments to the Weld County Clerk to the Board, P.O. Box 758, 1150 O Street, Greeley, CO 80632, or by visiting 1150 O Street, Greeley, CO 80631.

ADJOURN:

**PUBLIC HEARINGS
BOARD OF COUNTY COMMISSIONERS**

* No Public Hearings Scheduled for March 20, 2024 *

CONSENT AGENDA

SCHEDULE OF ADVISORY BOARD MEETINGS:

| | | |
|----------|---|-----------|
| Mar 20 - | Weld County Emergency Medical/Trauma Services Council | CANCELLED |
| Mar 20 - | Noxious Weed Management Advisory Board | 7:00 PM |
| Mar 21 - | Greeley-Weld County Airport Authority | 3:30 PM |
| Mar 26 - | Board of Public Health | 9:00 AM |
| Mar 26 - | Regional Communications Advisory Board | 10:30 AM |
| Mar 26 - | Community Corrections Board | 12:00 PM |
| Mar 27 - | Greeley Housing Authority | 4:30 PM |

ITEMS SCHEDULED FOR FUTURE BOARD MEETINGS:

This is not a complete listing of items scheduled for future Board Meetings; however, it is a listing of those items which are deemed to have interest to various citizens. All Board Meetings begin at 9 AM.

- Mar 27 - First Reading of Code Ordinance #2024-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code (*Appendix 8-O – Functional Classification Map*) – (*Cont'd from 2/26/2024*)
- Apr 22 - Second Reading of Code Ordinance #2024-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code (*Appendix 8-O – Functional Classification Map*) – (*Rescheduled from 3/13/2024*)
- May 13 - Final Reading of Code Ordinance #2024-01, In the Matter of Repealing and Reenacting, with Amendments, Chapter 8 Public Works of the Weld County Code (*Appendix 8-O – Functional Classification Map*) – (*Rescheduled from 3/27/2024*)
- May 20 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Consuelo Hernandez (*Cont'd from 11/20/2023*)
- Jun 12 - Second Reading of Code Ordinance #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code (*Cont'd from 3/4/2024*)
- Jul 17 - Final Reading of Code Ordinance #2023-18, In the Matter of Repealing and Reenacting, with Amendments, Chapter 27 Planned Unit Development of the Weld County Code
- Aug 5 - Certification to Weld County Treasurer of Zoning Violation Penalties as Special Assessment – Bruce Olson and Suzanne Brunstrom (*Cont'd from 11/8/2023*)

FUTURE PUBLIC HEARINGS:

All future Hearings are publicly noticed and will begin following the adjournment of the regular Board Meeting.

- Mar 27 - Docket #2023-10, PL0674 - Show Cause Hearing, PCSC22-0021, to determine whether or not the permittee is in compliance with certain Development Standards contained in Use by Special Review Permit, USR11-0004, for an Oil and Gas Support Facility (water hauling) and any Use Permitted as a Use by Right, Accessory Use, or Use by Special Review in the Commercial or Industrial Zone Districts (maintenance and fabrication of new and existing trucks) in the A (Agricultural) Zone District, Donn Foster and Mary Lee Hardy, c/o Foster Trucking, Inc. [located south of and adjacent to State Highway 263 (8th Avenue); approximately 0.5 mile east of County Road 47] (Planner – Kim Ogle) – (*Cont'd from 2/21/2024*) 10:00 AM

FUTURE PUBLIC HEARINGS (CONT'D):

- Apr 3 - Docket #2024-04, PL2903 - A Site Specific Development Plan and Use by Special Review Permit, USR23-0039, for a 1041 Major Facility of a Public Utility or Public Agency, encompassing approximately 47.2 miles of the proposed Colorado Power Pathways 345-kilovolt (kV) double-circuit Electric Transmission Line, including the 58.7-acre laydown yard, referred to as the Cervi Yard, and the 59.4-acre laydown yard, referred to as the Sarchet Yard, outside of subdivisions and historic townsites in the A (Agricultural) Zone District, Public Service Company of Colorado, dba Xcel Energy [located generally in the southern-most part of Weld County, starting near Platteville and extending east and south to the Weld County/Morgan County Line] (Planner – Kim Ogle) – *(Cont'd from 3/6/2024)* 10:00 AM
- Apr 24 - Docket #2024-02, PL0529 - A Site Specific Development Plan and Rural Land Division Final Plan, RLDF23-0002, for the Creation of Three (3) Lots in the A (Agricultural) Zone District, Sharp Trust [located south of and adjacent to County Road 52; west of and adjacent to County Road 45] (Planner – Diana Aungst) – *(Cont'd from 1/17/2024)* 10:00 AM
- May 8 - Docket #2024-15, EG0082 - Public Hearing to Consider Acceptance of Petition to Vacate a Portion of County Road 41 Between County Roads 6 and 4, Subject to Dedicated and Recorded Easements and Rights-of-Way, BNSF Railway Company and Alan Agnew *(Cont'd from 3/6/2024)* 9:00 AM
- May 13 - Docket #2024-25, EG0082 - Petition to vacate a portion of County Road 78, being 1,267 feet in length, more or less, between Union Pacific Railroad right-of-way (adjacent to U.S. Highway 85) and County Road 37, subject to dedicated and recorded easements and rights-of-way, Weld County Department of Public Works 9:00 AM

COMMUNICATIONS:

Persons who wish to submit written comments on any topic may do so at any time by emailing: publiccomment@weld.gov or by mailing such comments to the Weld County Clerk to the Board, P.O. Box 758, 1150 O Street, Greeley, CO 80632. For alternate accommodations, please contact the Clerk to the Board at ctb@weld.gov, (970) 400-4225, or visit 1150 O Street, Greeley, CO 80631.

- 1) Board of Public Health, Minutes from February 27, 2024 [2024-0669]
- 2) Department of Oil and Gas Energy, Cancelled 1041 WOGLA Hearing Docket for March 21, 2024 [2024-0668]
- 3) Chair Kevin D. Ross, Letter to Members of the Colorado Legislature, dated March 11, 2024, Re: Open Letter of Support for House Bill, HB24-1231, for State Funding for Higher Education Projects [2024-0670]
- 4) North Weld County Water District, Letter to Chair Kevin D. Ross, dated March 12, 2024, Re: District Operations [2024-0667]

PUBLIC REVIEW:

- 1) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Consideration of 112c Construction Materials Reclamation Permit Application, Permit #M-2024-006 – Ogilvy River Farm, LLC – Ogilvy River Farm Pit [2024-0563]
- 2) Colorado Department of Natural Resources, Division of Reclamation, Mining and Safety, Notice of Consideration of Construction Materials Reclamation Permit Acreage Release Request, Permit #M-2001-107 (AR-1) – Northern Colorado Constructors, Inc. – NCCI Pit #1 [2024-0648]

RESOLUTIONS (Please see document for signature and/or execution date):

- 1) Approve Temporary Closure of CR 30 Between Front ST and CR 31 [2024-0653]
- 2) Approve Temporary Closure of CR 76 Between U.S. HWY 85 and CR 33, and CR 35 Between Eaton Area Park and Recreation District Community Center on 3rd ST and CR 78 [2024-0654]

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RESOLUTIONS (CONT'D):

- 3) Approve Appointment to Greeley Housing Authority [2024-0655]
- 4) Approve Appointments to Area Agency on Aging Advisory Board [2024-0656]
- 5) Approve Appointment to Noxious Weed Management Advisory Board [2024-0657]
- 6) Approve Appointment to Human Services Advisory Commission [2024-0658]

MISCELLANEOUS:

- * 1) Contract ID #7945 Individual Provider Contract for Purchase of Foster Care Services in a Foster Care Home – Tony and Simone Carloni [2024-0684]
- * 2) Contract ID #7920 Agreement for Construction Services for Jail 2-West Sidewalk Replacement Project (Informal Bid) – J and F Concrete, LLC [2024-0685]
- * 3) Contract ID #7922 Service Agreement for Human Services Buildings Flooring Maintenance (Department of Human Services Buildings A, B, and C – Bid #B2400047) – Metro Maintenance, Inc. [2024-0425]
- * 4) Contract ID #7931 Change Order #3 to Amended Agreement for Construction Services for Southeast Annex Building Project (Bid #B2300112) – Roche Constructors, Inc. [2023-1531]
- * 5) Contract ID #7875 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA23-0061 – MDS Energy Development, LLC [2024-0686]
- * 6) Contract ID #7876 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for Use by Special Review Permit, USR23-0004 – SSJ Farms, LLC [2024-0687]
- * 7) Contract ID #7890 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA23-0049 – Bison IV Operating, LLC [2024-0688]
- * 8) Contract ID #7891 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA23-0050 – Bison IV Operating, LLC [2024-0689]
- * 9) Contract ID #7892 Road Maintenance Agreement According to Policy Regarding Collateral for Improvements for 1st Amended Site Plan Review Permit, 1AMSPR23-03-362 – Henry Frank, LLC [2024-0690]
- * 10) Contract ID #7893 Road Maintenance Improvements Agreement for Oil and Gas Location Assessment (1041 WOGLA) Permit, 1041WOGLA23-0041 – Verdad Resources, LLC [2024-0691]
- * 11) Contract ID #7894 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP24-0004 – Williams Front Range, LLC [2024-0692]
- * 12) Contract ID #7897 Road Maintenance Agreement According to Requirements During the Construction Period for Location Assessment for Pipeline Permit, LAP24-0005 – Williams Front Range, LLC [2024-0693]
- * 13) Contract ID #7914 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR23-0033 – John Scott Byrnes Trust, c/o CBEP Solar 28, LLC [2024-0694]
- * 14) Contract ID #7915 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR23-0034 – Barry James Reider Living Trust and Julie Ann Nelson Living Trust, c/o CBEP Solar 17, LLC [2024-0695]
- * 15) Contract ID #7916 Road Maintenance Agreement According to Requirements During the Construction Period for Use by Special Review Permit, USR23-0032 – McKee Ranch, LLLP, c/o CBEP Solar 6, LLC [2024-0696]

MISCELLANEOUS (CONT'D):

- * 16) Division/Transfer Order to PDC Energy, Inc. (Watermelon 2N – API 05-123-50721, Watermelon 3N – API 05-123-50725, Watermelon 4N – API 05-123-50724, Watermelon 5N – API 05-123-50722, Watermelon 6N – API 05-123-50720, Watermelon 7N – API 05-123-50723, Watermelon 8N – API 05-123-50728, Watermelon 9N – API 05-123-50727, Watermelon 10N – API 05-123-50726, Schrute 2N – API 05-123-50950, Schrute 3N – API 05-123-50952, Schrute 4N – API 05-123-50959, Schrute 5N – API 05-123-50957, Schrute 6N – API 05-123-50951, Schrute 7N – API 05-123-50954, Schrute 8N – API 05-123-50955, Schrute 9N – API 05-123-50958, Schrute 10N – API 05-123-50953, and Schrute 1NR – API 05-123-51655) [2024-0697]

* **Signed this date**